

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re: ) Chapter 11 Case No. 20-10049-TPA  
)  
TRI-STATE PAIN INSTITUTE, LLC, ) Related to Doc. No. 527  
Debtor )

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In re: ) Chapter 11 Case No. 20-10334-TPA  
)  
JOSEPH M. THOMAS, M.D., ) Related to Doc. No. 377  
Debtor )

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In re: ) Chapter 11 Case No. 21-10118-TPA  
)  
2374 VILLAGE COMMON DRIVE, LLC, ) Related to Doc. No. 100  
Debtor )

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**STIPULATION AND CONSENT ORDER**

AND NOW, this \_\_\_\_ day of August, 2021, comes Quinn, Buseck, Leemhuis, Toohey, & Kroto, Inc., (“Quinn Law”), Marsh Spaeder Baur Spaeder & Schaaf, LLP (“Marsh Spaeder”), MacDonald Illig Jones & Britton, LLP (“MIJB”), and Knox McLaughlin Gornall & Sennett, P.C. (“Knox Law”) (together referred to as the “Estate Professionals”), and Wells Fargo Bank National Association, by and through their undersigned counsel, and file this Stipulation and Consent Order (the “Stipulation”), as follows:

WHEREAS, pursuant to Paragraph 10 of this Court’s Order dated May 13, 2021 (Doc. No. 142 in Case No. 21-10118; Doc. No. 425 in Case No. 20-10334), \$33,000 was earmarked as a carve-out for the benefit of the U.S. Dept. of Justice, Office of the United States Trustee (the “U.S. Trustee”) in the event it was determined that quarterly fees were due on the credit bid sale;

WHEREAS, it has been determined by the U.S. Trustee that said funds are not due and payable on the credit bid sale, and the U.S. Trustee has no objection to the disbursement of said funds as otherwise permitted under the Bankruptcy Code;

WHEREAS, Quinn Law has additional funds escrowed from the following:

1. \$21,936.14 from the Court-approved sale of Joseph M. Thomas, M.D.'s 2106 Ford F-150 Moab;
2. \$6,240.76 from the return of a utility deposit to 2374 Village Common Drive, LLC;
3. \$7,375.89 in retainer for 2374 Village Common Drive, LLC; and
4. Approximately \$6,000.00 in cash collateral deposits from Joseph M. Thomas, M.D. for the payment of professional fees;

WHEREAS, upon consideration of the allowed and pending fee applications, it appearing that there are approximately \$74,500 of funds escrowed with Quinn Law that are available for distribution to the Estate Professionals in these Cases;

It is ORDERED that said \$74,500 shall be paid to the Estate Professionals on account, as follows:

<i><b>PAYEE</b></i>	<i><b>PERCENT OF AVAILABLE CASH</b></i>	<i><b>AMOUNT TO BE PAID</b></i>
Michael P. Kruszewski, Esquire Quinn Law Firm	52%	\$38,528.41
Gary V. Skiba, Esquire Marsh Schaaf, LLP	18%	\$13,296.15
Gary Eiben, Esquire MacDonald Illig Jones & Britton LLP	11%	\$8,248.83
Guy C. Fustine, Esquire Knox McLaughlin Gornall & Sennett, P.C.	19%	\$14,426.61

Dated: \_\_\_\_\_

\_\_\_\_\_  
Thomas P. Agresti, Judge  
United States Bankruptcy Court

STIPULATED TO BY:

/s/ Gary V. Skiba

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/s/ Michael P. Kruszewski

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2374 Village Common Drive, LLC

/s/ Guy C. Fustine

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